

**2001 DRAFTING REQUEST****Bill**

Received: 10/10/2000

Received By: mdsida

Wanted: As time permits

Identical to LRB:

For: Jim Baumgart (608) 266-2056

By/Representing: Pat (Mr.)

This file may be shown to any legislator: NO

Drafter: mdsida

May Contact:

Alt. Drafters:

Subject: Criminal Law - law enforcement

Extra Copies: rlr

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**Pre Topic:**

No specific pre topic given

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**Topic:**

Self-mutilation

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**Instructions:**

Redraft SSA 1 to SB 213

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**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	mdsida 01/31/2001	jdyer 02/02/2001		_____ _____			
/1			pgreensl 02/05/2001	_____ _____	lrb_docadmin 02/05/2001	lrb_docadmin 02/20/2001	

FE Sent For:

&lt;END&gt;

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1/?	mdsida	1 2/2 jld	2/5 P8	2/5 Self			

FE Sent For:

&lt;END&gt;



State of Wisconsin  
1999 - 2000 LEGISLATURE

0713/11  
LRB:03291

MGD:km  
jld

SENATE SUBSTITUTE AMENDMENT,  
TO 1999 SENATE BILL 213

insert 1/3

Regen

- 1 AN ACT *to amend* 939.50 (1) (intro.); and *to create* 939.66 (8) and 948.035 of the  
2 statutes; **relating to:** inducing or causing self-mutilation by a child and  
3 providing a penalty.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

- PWF [ 4 SECTION 1. 939.50 (1) (intro.) of the statutes is amended to read: 946.43(2m)(a),  
5 939.50 (1) (intro.) Except as provided in ss. 948.035 (1), 946.83 and 946.85,  
6 felonies in chs. 939 to 951 are classified as follows:

- 7 SECTION 2. 939.66 (8) of the statutes is created to read:  
8 939.66 (8) The crime specified in s. 948.035 (1) when the crime charged is  
9 specified in s. 948.035 (2).

- 10 SECTION 3. 948.035 of the statutes is created to read:  
11 948.035 **Causing mutilation of a child.** Whoever induces or causes a child  
12 to intentionally cut his or her own skin may be penalized as follows:

**5 (END)**

**2001-2002 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-0713/lins  
MGD:.....

1

**INSERT1/3**

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***Analysis by the Legislative Reference Bureau***

Current law does not prohibit individuals from physically harming themselves. In addition, with some exceptions (such as the prohibition on assisting suicide), current law generally does not prohibit a person from inducing or causing others to harm themselves.

This bill prohibits a person from inducing or causing a child to cut his or her own skin intentionally. A person violating this prohibition may be fined not more than \$10,000 or imprisoned for not more than two years or both. If a person violates this prohibition and the child suffers great bodily harm as a result, the maximum term of imprisonment increases to five years.

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# State of Wisconsin

## LEGISLATIVE REFERENCE BUREAU

100 NORTH HAMILTON STREET  
5TH FLOOR  
MADISON, WI 53701-2037

STEPHEN R. MILLER  
CHIEF

LEGAL SECTION: (608) 266-3561  
LEGAL FAX: (608) 264-6948

February 5, 2001

### MEMORANDUM

To: Senator Baumgart

From: Michael Dsida, Legislative Attorney

Re: LRB-0713 Self-mutilation

The attached draft was prepared at your request. Please review it carefully to ensure that it is accurate and satisfies your intent. If it does and you would like it jacketed for introduction, please indicate below for which house you would like the draft jacketed and return this memorandum to our office. If you have any questions about jacketing, please call our program assistants at 266-3561. Please allow one day for jacketing.

\_\_\_\_ JACKET FOR ASSEMBLY X JACKET FOR SENATE

If you have any questions concerning the attached draft, or would like to have it redrafted, please contact me at (608) 266-9867 or at the address indicated at the top of this memorandum.

If the last paragraph of the analysis states that a fiscal estimate will be prepared, the LRB will request that it be prepared after the draft is introduced. You may obtain a fiscal estimate on the attached draft before it is introduced by calling our program assistants at 266-3561. Please note that if you have previously requested that a fiscal estimate be prepared on an earlier version of this draft, you will need to call our program assistants in order to obtain a fiscal estimate on this version before it is introduced.

Please call our program assistants at 266-3561 if you have any questions regarding this memorandum.